

Enimmons
7-12-01
#10/Reg. for Rec.



Pocket No.: 50395-029

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of

Masuhiko NATSUHARA, et al.

Serial No.: 09/342,537

Group Art Unit: 3723

Filed: June 29, 1999

Examiner: W. Berry

For: CERAMICS BASE PLATE AND METHOD OF PRODUCING THE SAME

REQUEST FOR RECONSIDERATION

Commissioner for Patents
Washington, DC 20231

Sir:

Reconsideration of the rejections imposed in the Office Action dated May 8, 2001
is solicited in light of the following Remarks.

REMARKS

Claims 1 through 7 were rejected under the second paragraph of 35 U.S.C.

§112.

This rejection is traversed as legally erroneous.

Applicants would initial stress that indefiniteness under the second paragraph of
35 U.S.C. §112 is a question of law. *Zoltek Corp. v. United States*, ___ F.3d ___, 57
USPQ2d 1257 (Fed. Cir. 2000); *Personalized Media Communications LLC v. U.S.*
International Trade Commission, 161 F.3d 696, 48 *USPQ2d* 1880 (Fed. Cir. 1998);

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